



**United States Telephone Association**

1401 H Street, N.W., Suite 600  
Washington, D.C. 20005-2136  
(202) 326-7300  
(202) 326-7333 FAX

January 31, 1996

**RECEIVED**

**JAN 31 1996**

William F. Caton, Secretary  
Federal Communications Commission  
1919 M Street, N.W., Room 222  
Washington, D.C. 20554

**DOCKET FILE COPY ORIGINAL**

**FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF SECRETARY**

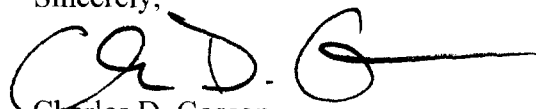
Re: CC Docket 94-1, LEC Price Cap Performance Review

Dear Mr. Caton:

Attached please find the original and four copies of a Motion for Extension of Time submitted by USTA in the above-referenced docket.

Please contact me if there are any questions.

Sincerely,



Charles D. Cosson

cc (w/attachment):

Regina Keeney  
Richard Metzger  
Mark Uretsky  
Geri Matise  
Les Selzer  
Anthony Bush  
Steve Weingarten  
Steve Spaeth

No. of Copies rec'd  
DATE

*024*

Before the  
FEDERAL COMMUNICATIONS COMMISSION  
Washington, DC 20554

RECEIVED

JAN 31 1996

FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF SECRETARY

In the Matter of:

Price Cap Performance Review  
for Local Exchange Carriers

)  
)  
)  
)  
)

CC Docket No. 94-1

---

**Motion for Extension of Time of the United States Telephone Association**

The United States Telephone Association (USTA) hereby requests that the Commission grant a brief two-week extension of the comment deadline for responding to the initial comments filed in the Fourth Further Notice of Proposed Rulemaking in the above-captioned docket.<sup>1</sup> The basis for this extension is that apparently inadvertent administrative errors prevented USTA and its consultants from obtaining copies of the work papers and spreadsheets supporting many of the arguments made in the initial comments of AT&T and the Ad Hoc Telecommunications Users Group until nearly 10 days after they were filed at the Commission (January 16, 1996 was the last day on which these comments could be filed). These commenters made several observations regarding the Christensen Total Factor Productivity (TFP) methodology advocated by USTA, and in the case of AT&T, proposed a revised TFP method. The spreadsheets supporting these arguments and observations, including data and the formulas applied to them, are an integral part of those parties' arguments.

However, efforts by USTA to obtain these items discovered that copies of these spreadsheets were not available from the Commission's commercial contractor or Common

---

<sup>1</sup>LEC Price Cap Performance Review, Fourth Further Notice of Proposed Rulemaking, CC Docket No. 94-1, FCC 95-406, (released September 27, 1995) ("Fourth Further Notice"). By Order of the Chief, Common Carrier Bureau, the reply comment deadline in this docket was set as February 16, 1996. See Order, CC Docket 94-1, DA 96-20 (January 16, 1996) ("January 16th Order").

Carrier Bureau staff. It is USTA's information and belief that this was due to the fact that the several diskettes, including those filed by USTA, were misplaced by Commission mailroom or other staff, at a time in which the Commission's mailroom was considerably overburdened due to the mail accumulated during the government shutdown. Indeed, USTA was informed by counsel for Ad Hoc that the Commission suggested that Ad Hoc contact USTA for a copy of USTA's diskette. While the parties involved (Ad Hoc and AT&T, and USTA) worked cooperatively to share this information, the delay created by the unavailability of information at the Commission understandably created concomitant delays in providing the information to USTA's consultants and member companies for analysis.

Counsel for Ad Hoc and counsel for AT&T were provided copies of USTA's work papers and diskettes on Thursday, January 25. USTA did not receive a readable copy of Ad Hoc's diskette until Monday, January 29 (a diskette received on the previous Friday, January 26, was defective). Additionally, as explained in its letter filed with its comments, AT&T's calculations utilized a formula which is not available in the Lotus software (but is available in Excel). Apparently, AT&T experienced difficulties in converting its spreadsheets from Excel into Lotus format, and the diskettes originally received from AT&T were "range valued," meaning that the formulas AT&T used to derive its conclusions were not provided. It was not until Monday, January 29, 1996, that USTA obtained diskettes which contained executable spreadsheet files with all formulas intact. Accordingly, USTA (and other parties unable to obtain these files) have considerably less than the 30 days contemplated by the Commission's January 16th Order to analyze the detailed submissions of these two parties, as well as respond to the other comments filed.

Granting a brief two week extension of the reply comment deadline in the Fourth Further Notice will not disrupt the Commission's consideration of the issues raised in these dockets, and will permit thorough consideration of the record by all parties concerned. Accordingly, USTA respectfully requests that the Commission grant an extension of two weeks on the reply comment deadline, to March 1, 1996.

Respectfully submitted,

UNITED STATES TELEPHONE ASSOCIATION

BY

A handwritten signature in black ink, appearing to read "C.D.C.", written over a horizontal line.

Mary McDermott

Linda Kent

Charles D. Cosson

Its Attorneys

U.S. Telephone Association

1401 H Street, NW

Suite 600

Washington, DC 20005

(202) 326-7249

January 31, 1996